

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
HAMMOND DIVISION

IN RE: )  
 )  
MICHAEL BRYCE HAUGHEE ) BANKRUPTCY NO. 05-68688 JPK  
 ) Chapter 7  
Debtor. )

ORDER REGARDING MOTION FOR RELIEF FROM STAY  
AND OBJECTION TO DISCHARGE

On February 27, 2006, Mary Ann Tully, by counsel, filed a Motion for Relief From Stay and Objection to Discharge ["Motion"]. This document violates the following provisions of the Bankruptcy Code and applicable rules:

1. N.D.Ind.L.B.R. B-9013-1, which requires that motions seeking "alternative relief" be filed separately;
2. N.D.Ind.L.B.R. B-2002-2(a)(4), including the utilization of the form of notice required by that rule;
3. Fed. R. Bank. P. 9014(b)/ Fed. R. Bank. P. 7004(b)(9), which requires that service of a motion in a contested matter be made both upon the debtor and the debtor's attorney. In this instance, service must also be made upon the chapter 7 trustee.
4. Fed. R. Bank. P. 7001(6), which requires a proceeding to determine the dischargeability of a debt to be initiated as an adversary proceeding;
5. N.D.Ind.L.B.R. B-9013-4, as to the form of certificate of service.

IT IS ORDERED that the Motion is DENIED.

Dated at Hammond, Indiana on March 14, 2006.

/s/ J. Philip Klingeberger  
J. Philip Klingeberger, Judge  
United States Bankruptcy Court

Distribution:  
Debtor, Attorney for Debtor  
Trustee, U.S. Trustee  
Attorney for Creditor